

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TENNESSEE
AT KNOXVILLE**

MARQUES D. MARTIN,

Plaintiff,

v.

MURFREESBORO, TN, and
RUTHERFORD COUNTY, TN,

Defendants.

No.: 3:19-CV-293-HSM-HBG

MEMORANDUM OPINION

The Court is in receipt of a pro se civil rights complaint under 42 U.S.C. § 1983 [Doc. 2], and a motion for leave to proceed *in forma pauperis* [Doc. 1].

Plaintiff's complaint is against Murfreesboro, Tennessee, and Rutherford County, Tennessee, and it sets forth claims relating to the 11 years he was incarcerated in that judicial district [Doc. 2]. The general venue statute for federal district courts provides, in relevant part, as follows:

A civil action may be brought in—(1) a judicial district in which any defendant resides, if all defendants are residents of the State in which the district is located; (2) a judicial district in which a substantial part of the events or omissions giving rise to the claim occurred, or a substantial part of property that is the subject of the action is situated; or (3) if there is no district in which an action may otherwise be brought as provided in this section, any judicial district in which any defendant is subject to the court's personal jurisdiction with respect to such action.

28 U.S.C.A. § 1391(b)(1)-(3). A federal district court may transfer a civil action to any district or division where it could have been filed originally "in the interest of justice." 28 U.S.C. § 1406(a).

As set forth above, Plaintiff's complaint sets forth claims arising in Rutherford County, Tennessee. Rutherford County lies within the Nashville Division of the Middle District of

Tennessee. *See* 28 U.S.C. § 123(b). The Court therefore concludes that the proper venue for this case is the Nashville Division of the Middle District of Tennessee.

Accordingly, the Clerk will be **DIRECTED** to transfer this action to the Nashville Division of the Middle District of Tennessee and **CLOSE** this Court's file.

SO ORDERED.

s/ Harry S. Mattice, Jr.
HARRY S. MATTICE, JR.
UNITED STATES DISTRICT JUDGE